IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY FOURTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION NO : 9820 of 2001

Between:

Smt. Mulka Lalitha S/o.Venkata Raju,
R/o.H.No.18-7-739/32/2, Sriramnagar Colony,
Gowlipura (Old City), Hyderabad.

..... PETITIONER

AND

1 The Station House Officer,
Neredment Police Station, Ranga Reddy District.
2 Inspector of Police,
Malkajgiri, Ranga Reddy District.
3 The Superintendent of Police,
Lakdikapool, Hyderabad, Ranga Reddy District.
4 The Director General of Police,
Lakdicapool, Hyderabad,
Andhra Pradesh.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate Writ, Order or direction more particularly one in the nature of Writ of Mandamus. (a) declaring the inaction of the Respondents 1 and 2 in nor registering a crime against Dinesh Goud and another in attempting to abduct with an intention to commit rape and have sexual intercourse and for such other offences on the basis of the report submitted by the petitioner dated;1.5.2001 and 10.5.2001 as illegal, arbitrary and unconstitutional apart from being violative of principles of natural justice and against Section 156(1) and (2) of the Criminal Procedure Code; consequently (b) direct the respondents to register a case on the basis of the report submitted by the petitioner dated 1-5-2001 and 10-5-2001 for the offences of kidnapping, abducting, outraging the modesty and attempt to commit rape and for

such other offences; and pass such other order or orders as this Hon’ble Court may deem fit and proper in the circumstances of the case..

Counsel for the Petitioner: MR.NANDIGAM KRISHANA RAO

Counsel for the Respondents: GP FOR HOME

The Court made the following :

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ORDER:

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The petitioner appears to have given a complaint to respondent Nos.1 and 2 on 01.05.2001 and also on 10.05.2001. The same was not registered as a cognizable offence. Therefore, the present writ petition is filed.

The learned Assistant Government Pleader for Home, based on the averments in the counter affidavit, submits that the complaint given by the petitioner was registered in Crime No.126 of 2001 of P.S.Malkajgiri. He also further states that the petitioner and her husband are themselves accused in Crime No.95 of 2001 under Section 302 of the Indian Penal Code, 1860, and that the petitioner filed the present writ petition withholding the same.

Be that as it is, in view of the submission that the crime is already registered, nothing survives in the writ petition.

The writ petition is therefore, dismissed as infructuous. No costs.

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(V.V.S.RAO, J)

24.06.2005

vs

To

1 The Station House Officer,
Neredment Police Station, Ranga Reddy District.
2 Inspector of Police,
Malkajgiri, Ranga Reddy District.
3 The Superintendent of Police,
Lakdikapool, Hyderabad, Ranga Reddy District.
4 The Director General of Police,
Lakdicapool, Hyderabad,
Andhra Pradesh.

5 2 CCs to the G.P for Home, High Court of A.P., Hyderabad(O.U.T).

6 2 CD copies